

HOUSE BILL 597

C6

EMERGENCY BILL
ENROLLED BILL

(2lr0034)

— *Ways and Means/Finance* —

Introduced by **Chair, Ways and Means Committee (By Request – Departmental – Labor, Licensing and Regulation)**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

_____ day of _____ at _____ o'clock, _____ M.

Speaker.

CHAPTER _____

1 AN ACT concerning

2 **Horse Racing – Mile Thoroughbred Racetracks – Payment of Taxes and**
3 **Impact Aid and Arabian Breed Racing Authorization**

4 FOR the purpose of extending the time within which a mile thoroughbred racetrack
5 licensee shall pay to the State Racing Commission the State tax imposed on the
6 gross amount, less refunds, of money bet at the track for each racing day;
7 authorizing a licensee at Pimlico Race Course to conduct live racing of Arabian
8 breed horses under certain circumstances; extending the time in which a certain
9 mile thoroughbred licensee shall pay to the Commission \$1,000 of the impact
10 aid to be paid to certain political subdivisions for intertrack betting for each day
11 of intertrack betting; defining a certain term; making this Act an emergency
12 measure; and generally relating to horse racing and the State Racing
13 Commission.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.

Italics indicate opposite chamber/conference committee amendments.



1 BY repealing and reenacting, with amendments,
 2 Article – Business Regulation
 3 Section 11–509 and 11–812
 4 Annotated Code of Maryland
 5 (2010 Replacement Volume and 2011 Supplement)

6 BY adding to
 7 Article – Business Regulation
 8 Section 11–522
 9 Annotated Code of Maryland
 10 (2010 Replacement Volume and 2011 Supplement)

11 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
 12 MARYLAND, That the Laws of Maryland read as follows:

13 **Article – Business Regulation**

14 11–509.

15 (a) A licensee shall pay to the Commission within [7] 10 days after each
 16 racing day the State tax imposed in this subtitle on the handle for that racing day.

17 (b) A licensee or an agent of the licensee shall submit with the daily tax
 18 payment a statement under oath of the handle for that day.

19 (c) The Commission shall pay promptly to the Comptroller all taxes collected
 20 under this section.

21 **11–522.**

22 **(A) IN THIS SECTION, “ARABIAN BREED HORSE” MEANS A HORSE THAT:**

23 **(1) IS A PUREBRED ARABIAN BREED HORSE; AND**

24 **(2) HAS A VALID CERTIFICATE OF REGISTRY WITH THE ARABIAN**
 25 **JOCKEY CLUB OF AMERICA.**

26 **(B) A LICENSEE AT PIMLICO RACE COURSE MAY CONDUCT LIVE**
 27 **RACING OF ARABIAN BREED HORSES IF:**

28 **(1) NO MORE THAN ONE ARABIAN BREED RACE IS CONDUCTED**
 29 **PER DAY;**

30 **(2) NO MORE THAN THREE ARABIAN BREED RACES ARE**
 31 **CONDUCTED DURING A RACE MEET;**

1 **(3) AN ARABIAN BREED RACE IS CONDUCTED IN ADDITION TO,**
2 **AND NOT IN PLACE OF, AN EXISTING THOROUGHBRED RACE;**

3 **(4) AN ARABIAN BREED RACE DOES NOT REDUCE THE NUMBER**
4 **OF THOROUGHBRED RACES CONDUCTED BY THE LICENSEE PER RACING DAY;**

5 **(5) THE PURSE FOR AN ARABIAN BREED RACE IS:**

6 **(I) NOT FUNDED BY THE THOROUGHBRED PURSE**
7 **ACCOUNT; AND**

8 **(II) FUNDED BY THE LICENSEE OR THE SPONSOR OF THE**
9 **ARABIAN HORSE RACE;**

10 **(6) THE TAKEOUT PROVISIONS OF §§ 11-514 AND 11-515 OF THIS**
11 **SUBTITLE ARE APPLIED TO THE RACE;**

12 **(7) THE LICENSEE PAYS ALL TAXES AND FEES ASSOCIATED WITH**
13 **THE ARABIAN BREED RACE THAT WOULD OTHERWISE BE DUE ON A**
14 **THOROUGHBRED RACE; AND**

15 **(8) THE ARABIAN BREED RACE IS APPROVED BY THE STATE**
16 **RACING COMMISSION.**

17 11-812.

18 (a) A mile thoroughbred racing licensee operating a sending track shall pay
19 to the Commission, within [3] 10 days after each day of intertrack betting on
20 thoroughbred racing at a receiving track, \$1,000 of the impact aid to be paid to
21 political subdivisions for intertrack betting for that day under § 11-404(c) and (d) of
22 this title.

23 (b) The licensee shall deduct from the takeout the payment under subsection
24 (a) of this section and then shall allocate the rest of the takeout in the way normally
25 applicable to racing at the sending track.

26 (c) The Commission shall pay promptly to the Comptroller all money
27 collected under this section.

28 SECTION 2. AND BE IT FURTHER ENACTED, That this Act ~~shall take effect~~
29 ~~October 1, 2012~~ is an emergency measure, is necessary for the immediate preservation
30 of the public health or safety, has been passed by a ye and nay vote supported by
31 three-fifths of all the members elected to each of the two Houses of the General
32 Assembly, and shall take effect from the date it is enacted.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.